

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27222 of 2017

Arising Out of PS.Case No. -28 Year- 2017 Thana -BELSAND District- SITAMARHI

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Manoj Sah Son of Harish Chandra Sah, Resident of Village- Pachnaur,
P.S.- Belsand , District- Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shankar Kumar

For the Opposite Party/s : Mr. Sri Nand Kishore Pd

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 01-07-2017 Learned counsel for the petitioner is permitted to
make necessary correction in para-1 of the application.

Heard learned counsel for the petitioner and the State.

The petitioner is in custody in connection with
Belsand P.S. Case No. 28 of 2017 for the offence under section
30(A), 38(i)(ii) and 41 of Bihar Prohibition and Excise Act, 2016.

The petitioner is in custody since 2.4.2017.

From the allegation levelled in the FIR, it appears
that 9.18 Nepali wine was seized in this case. The petitioner
disowns the ownership of the seized liquor. He has also stated in
this petition that he is neither involved in the business of the liquor
nor he has consumed the liquor. His name has been surfaces in this
case on the confessional statement of one Narain Mahto.



Having regard to the facts that the name of the petitioner has been disclosed by Narain Mahto and alleged liquor was not seized from the conscious possession of the petitioner, I am inclined to enlarge the petitioner, named above, on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri K.K.Shashi, learned Judicial Magistrate 1st Class, Sitamarhi, in connection with Belsand P.S. Case No. 28 of 2017 on the condition that the petitioner will extend full cooperation in the trial and will not, in any manner, influence the evidence or the witnesses.

(Anil Kumar Upadhyay, J)

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